

HR 5429 -- The American- Made Energy and Good Jobs Act
Section-by-Section

1– Short Title – American-Made Energy and Good Jobs Act

2 – Definitions. Coastal Plain is a 1.549 million-acre area referenced in law at the Northernmost tip of the 19 million acre Arctic National Wildlife Refuge

3 – Leasing Program on Coastal Plain.

(a) Establishes and implements a competitive oil and gas leasing program for the Coastal Plain under the Mineral Leasing Act.

- “no significant adverse effect”, “best commercially available technology for oil and gas exploration . . .”

(b) repeals prohibition of oil and gas leasing on federal and Native lands (Natives own 92,000 acres).

(c) deems oil and gas program under this title to be compatible with refuge.

- 1987 EIS on ANWR oil development is sufficient to satisfy NEPA for preparing regulations.
- Requires an EIS for individual lease sales within 18 months after enactment.

(d) ensures State and local law isn’t affected.

(e) Secretary, after consulting with the State and local populace, may designate up to 45,000 acres on the Coastal Plain as Special Areas to protect unique or sensitive areas.

- Mandates a 4,000 acre Special Area called the Sadlerochit Spring area.
- Directional drilling under Special Areas may be allowed by the Secretary.

(f) makes this Act the Secretary's sole authority to close lands on the coastal plain.

(g) requires regulations be developed no later than 15 months after enactment.

4 – Lease Sales.

(a)(b)(c)(d): Provides technical guidelines for:

- Timing of lease sales,
- Manner of the nominations, sales, bids,
- Minimum size of 200,000 acres for the lease sales.

(e) requires the first sale to be conducted within 22 months after enactment.

5 – Grant of Leases. (a)(b) Provides for grants of leases.

6 – Lease Terms and Conditions

(a) Standard terms & conditions

(b). Requires, as a term of a lease, negotiations to obtain a project labor agreement for oil and gas development in the 1002 Area.

- Applies only to leases in ANWR, no where else.
 - Mr. Young wanted this provision to address lack of qualified labor on North Slope.
 - Does not change existing laws or policies with respect to project labor agreements.
 - Administration signed off on this. Same provision passed in 107th Congress.
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7 – Coastal Plain Environmental Protection.

- (a) oil and gas program under a *“no significant adverse effect”* standard using *“best commercially available technology”*
 - (b) Requires site-specific analyses of probable effects of development.
 - (c) Requires issuance of regulations, terms, conditions, and prohibitions before implementation of the leasing program.
 - (d) Requires compliance with all Federal and State environmental laws, and a host of other requirements, stipulations, prohibitions, etc.
 - (e) Secretary to consider conditions required in the National Petroleum Reserve-Alaska, and several other protection standards.
 - (f) encourages facility consolidation to minimize footprint of development.
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8 – Expedited Judicial Review. Any challenges to this title must be filed within 90 days or within 90 days after the complainant knew or should have known of the grounds for the complaint.

- Case will be heard in the U.S. Court of Appeals for the District of Columbia.
 - Limits the scope of the review whether terms of this Act are complied with, and bases review on the administrative record.
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9 – Federal and State Distribution of Revenues

- (a)(b) Provides 50-50 Federal-State share of revenues from leasing.

10 – Rights-of-Way Across Coastal Plain.

(a)(b) Ensures Rights-of-Way are granted pursuant to Mineral Leasing Act with proper environmental conditions.

11 – Conveyance. Conveys and clears title to approximately 4,000 acres of land to Natives of Kaktovik. The Natives are entitled to this land pursuant to their aboriginal land claims settlement. Kaktovik gets the surface estate, the Regional Corporation gets the subsurface. Clears up some outstanding entitlements, technical.

12 – Local Government Impact Aid and Community Service

(a) **Assistance.** Sets up an impact aid program for any community in Alaska that can demonstrate impacts from development.

(b) States what financial assistance may be used for.

(c) Provides methods of applying.

(d) Authorizes deposit of federal receipts into fund, not to exceed \$10 million at any time. From this fund, up to \$5 million per year in grants may be made by the Secretary, subject to appropriation.